

# IAN F. BURNS & ASSOCIATES, P.C.

Intellectual Property Law

1575 Delucchi Lane  
Suite 222  
Reno, Nevada 89502

Phone: (775) 826-6160  
Fax: (775) 828-1651

Jan F. Burns  
John E. Long  
Thomas J. Howell, Ph.D.  
Harry A. Pacini

\*Admitted in U.S. Patent and Trademark Office  
†Admitted in California, Hawaii & Nevada  
‡Admitted in California, Illinois, Massachusetts  
& Washington, D.C.

December 15, 2004

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

*In re application of: Jerald C. Seelig et al.*  
*Serial number: 10/663,396*  
*Filed: September 15, 2003*  
*Title: METHOD AND DEVICE FOR PLAYING A GAME*  
*Attorney docket number: 619.509 ACC.CIP-Instant Lottery Ticket*

Dear Sir:

The following is/are submitted to the Patent and Trademark Office for appropriate action:

1. A Response (3 pages).
2. A Terminal Disclaimer to Obviate a Double Patenting Rejection (1 page).
3. A Fee Transmittal (1 page).
4. A Credit Card Payment Form (1 page).
5. A return receipt post card.

Cordially yours,

Thomas J. Howell  
Registration Number: 34,351

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

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### MAILING

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### FACSIMILE

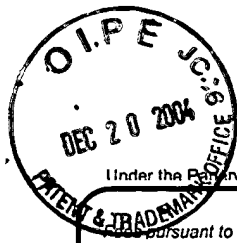
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Name

12/15/04  
Date



Effective on 12/08/2004.  
Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 65.00

### Complete if Known

Application Number	10/663,396
Filing Date	9/15/2003
First Named Inventor	Jerald C. Seelig
Examiner Name	Benjamin Layno
Art Unit	3711
Attorney Docket No.	619.509

### METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 500913 Deposit Account Name: Ian F. Burns & Associates

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
_____ - 20 or HP = _____ x _____ = _____						
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
_____ - 3 or HP = _____ x _____ = _____						
HP = highest number of independent claims paid for, if greater than 3						

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Terminal Disclaimer

Fees Paid (\$)

65.00

#### SUBMITTED BY

Signature	<i>Thomas J. Howell</i>	Registration No. (Attorney/Agent)	34,351	Telephone	775-826-6160
Name (Print/Type)	Thomas J. Howell	Date	12-15-04		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Group Number: 3711

Examiner: Benjamin H. Layno

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE**

In response to the Office Action dated September 20, 2004, please consider the accompanying remarks. A Terminal Disclaimer under 37 CFR §1.321(c) and requisite fee under 37 CFR §1.20(d) are also included with this response. Applicants do not believe that there are any additional fees due at this time; however, please charge Applicants' Deposit Account No. 500913 for any additional fees that may be due.

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*[Handwritten Signature]*

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*12/15/04*